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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Kari Lake, *et al.*,  
10 Plaintiffs,

11 v.

12 Katie Hobbs, *et al.*,  
13 Defendants.  
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No. CV-22-00677-PHX-JJT

**ORDER**

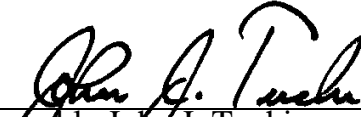
15 This matter having recently come before this Court,

16 IT IS ORDERED that motions to dismiss pursuant to Fed. R. Civ. P. 12(b) and  
17 motions to strike pursuant to Fed. R. Civ. P. 12(f) are discouraged if the defect that would  
18 be the subject of the motion can be cured by filing an amended pleading. Therefore, the  
19 parties must meet and confer prior to the filing of a motion to dismiss or motion to strike  
20 to determine whether it can be avoided. Consequently, motions to dismiss and motions to  
21 strike must be accompanied by a separately-filed notice of certification of conferral, stating  
22 that the parties have conferred to determine whether an amendment could cure a deficient  
23 pleading and that they have been unable to agree that the pleading is curable by a  
24 permissible amendment. **The Certification of Conferral shall include a brief summary**  
25 **of the issues the parties discussed but were unable to resolve.** In addition, parties shall  
26 endeavor not to oppose motions to amend that are filed prior to the Rule 16 Scheduling  
27 Conference or within the time set for the Rule 16 Case Management Order. Motions to  
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1 dismiss and motions to strike that are not accompanied by the required certification are  
2 subject to striking on the Court's own motion.

3 IT IS FURTHER ORDERED that Plaintiff shall serve a copy of this Order on  
4 Defendants.

5 Dated this 12th day of May, 2022.

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7 Honorable John J. Tuchi  
8 United States District Judge  
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